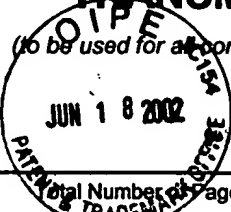
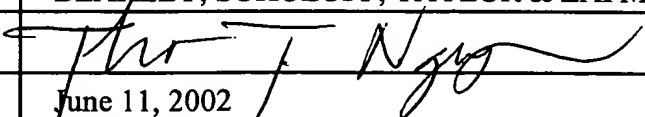



2672

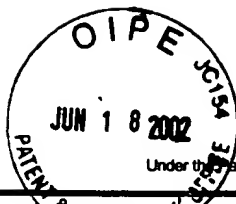
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> 		Application No.	09/263,114
		Filing Date	March 5, 1999
		First Named Inventor	Gerard K. Yeh
		Group Art Unit	2672
		Examiner Name	Chante E. Harrison
Total Number of Pages in This Submission	5	Attorney Docket Number	3971P003

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> Response to the Office Action </div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Thien T. Nguyen, Reg. No. 43,835 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	June 11, 2002

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: June 11, 2002			
Typed or printed name	Eric Hoover		
Signature		Date	June 11, 2002



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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete If Known

Application Number 09/263,114
Filing Date March 5, 1999
First Named Inventor Gerard K. Yeh
Examiner Name Chante E. Harrison
Group/Art Unit 2672
Attorney Docket No. 3971P003

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☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

METHOD OF PAYMENT (check one)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit
Account
Number

02-2666

Deposit
Account
Name

Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of the application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES

Total Claims = X =
Independent Claims = X =
Multiple Dependent =

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple Dependent claim, if not paid	
109	84	209	42	**Reissue independent claims over original patent	
110	18	210	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

*or number previously paid, if greater, For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920 *	112	920 *	Requesting publication of SIR prior to Examiner action	
113	1,840 *	113	1,840 *	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type) Thien T. Nguyen Registration No. (Attorney/Agent) 43,835 Telephone (714) 557-3800
Signature [Signature] Date 06/11/02

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Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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#9
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7-2-02

Our Docket No.: 003971.P003

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GERARD K. YEH, ET AL.

Application No.: 09/263,114

Confirmation No.: 1407

Filed: March 5, 1999

For: **METHOD AND APPARATUS FOR
PROCESSING VIDEO AND GRAPHICS
DATA TO CREATE A COMPOSITE
OUTPUT IMAGE HAVING
INDEPENDENT AND SEPARATE
LAYERS OF VIDEO AND GRAPHICS**

Examiner: C. Harrison

Group Art Unit: 2672

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RESPONSE TO THE OFFICE ACTION

Assistant Commissioner for Patents
Washington, DC 20231-9998

Sir:

On April 1, 2002, our office received an Office Action from the United States Patent and Trademark Office (USPTO) for the above-identified application without a mailing date printed on the cover page of the Office Action. Upon inquiry, our office was informed that the mailing date of this Office Action was June 6, 2001.

On April 15, 2002, our office received a Notice of Abandonment from the USPTO with a mailing date of April 4, 2002. The Notice of Abandonment alleged that the above-identified application was abandoned because Applicants had failed to timely file a proper response to the above-identified Office Action (hereinafter referred to as the "June 2001 Office Action"). However, as stated above, our office did not received the June 2001 Office Action until April 1, 2002. Therefore, Applicants are filing a Petition to withdraw the holding of abandonment of the above-identified application because Applicants never received the above-identified Office Action until April 1, 2002.

This response to the above-identified Office Action is being submitted in connection with the Petition to withdraw holding of abandonment of the above-identified application.

In the above-identified Office Action, the Examiner contends that Applicants claims distinct inventions in the above-identified United States Patent Application as follows:

- I. Claims 1-32, 37-49 drawn to display processing based on display position.
- II. Claims 33-36, 50-60 drawn to blending multiple images based on overlay position.
- III. Claims 61-67, drawn to selectively displaying images.

IV. Claims 68-78, drawn to selective blending of graphic and video images.

V. Claims 79-96, drawn to generating tiled graphics images.

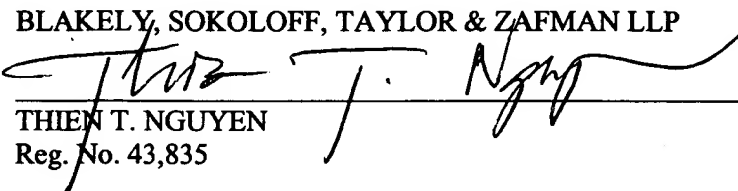
Thus, pursuant to 35 U.S.C. § 121, the Examiner requires Applicants to restrict their Application to one of the alleged inventions. In compliance with 35 U.S.C. § 121, Applicants elect the first group (claims 1-32, 37-49) for examination purposes.

In view of the foregoing, Applicants request examination of the elected claims. Examination at the Examiner's earliest convenience is respectfully solicited.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: June 11, 2002


THIEN T. NGUYEN
Reg. No. 43,835

12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
(714) 557-3800

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: June 11, 2002.


Eric Hoover

06/11/02
Date